



California Regional Water Quality Control Board Central Coast Region



Linda S. Adams.
Secretary for
Environmental Protection

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Arnold Schwarzenegger
Governor

July 27, 2007

«Operation» «AW_Num_pi»
«FIRST_NAME» «LAST_NAME»
«B_ADDRESS_LINE1»
«B_CITY», «B_STATE», «B_ZIP_CODE»

NOTICE OF VIOLATION – FAILURE TO PAY GROWER PARTICIPATION FEES TO THE COOPERATIVE MONITORING PROGRAM, CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR DISCHARGES FROM IRRIGATED LANDS (ORDER NO. R3-2004-0117)

Dear «FIRST_NAME» «LAST_NAME»:

According to our records, the above farming operation is currently enrolled in the Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands (Order No. R3-2004-0117) and has selected cooperative monitoring as an option for meeting the mandatory monitoring requirement. You are receiving this Notice of Violation letter because you failed to submit payment for an outstanding balance to Central Coast Water Quality Preservation, Inc. (Preservation, Inc.), which conducts the cooperative monitoring program. **Failure to submit payment to Preservation, Inc. within 30 days of this letter date may subject you to assessment of civil monetary penalties in addition to your outstanding balance.**

As stated in the Order, growers must either conduct their own monitoring or participate in an approved cooperative monitoring program*. Preservation Inc. was established by the regulated grower community and conducts the only approved cooperative monitoring program. Since January 2005, Preservation Inc. has conducted monthly water quality monitoring throughout the Central Coast Region. Preservation Inc. requires growers to pay fees in order to participate. Your failure to pay monitoring fees means you are not meeting the Waiver's monitoring requirements**, in violation of the Waiver and Water Code Sections 13267 and 13269.

The Central Coast Regional Water Quality Control Board has the authority under Sections 13268 and 13350 of the Water Code to assess civil monetary penalties up to \$1,000 and \$5,000 per day, respectively. The Central Coast Water Board reserves the right to take any enforcement actions necessary as allowed by law.

If you have questions regarding this matter, please contact: Peter Meertens at (805) 549-3869 or by email at pmeertens@waterboards.ca.gov; Elaine Sahl at (805) 542-4645 or by email at esahl@waterboards.ca.gov. **Para información en español, llame a Hector Hernandez at (805) 542-4641.**

Sincerely,

Roger W. Briggs
Executive Officer

*Conditional Waiver for Irrigated Lands, Order No. R3-2004-0117, Part II.B, Part II.C [Tier 1.d and 2.d], and Part IV. Provision 1 [enrollees must comply with approved monitoring plan]; Ca. Water Code sec. 13269(a)(2).

**Monitoring and Reporting Program R3-2004-0117, page 2.

California Environmental Protection Agency

